

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT
IN AND FOR UTAH COUNTY, STATE OF UTAH.

PROVO RESERVOIR COMPANY,
a corporation, Plaintiff,

VS

ORDER

PROVO CITY et al. Defendants.

The petition of Caleb Tanner praying for an order of the above entitled Court directing T.F.Wentz as Commissioner to divert 20 and one third acres of primary water from Provo River into the Main Canal of Provo Reservoir Companys Provo River Irrigation system for the use of the parties hereinafter named in the Iona Lateral having duly and regularly come on for hearing, and the said T.F.Wentz having appeared at such hearing pursuant to an order to show cause to him by the Court directed;

And it appearing to the Court that Caleb Tanner, petitioner is the owner of 20 and one third acres of Primary Water right in Provo Reservoirs Companys Provo River Irrigation System and that the said Caleb Tanner has rented the said 20 and one-third acres of water for the season of 1925 to the following named persons and in the following amounts, to wit: William Burr, 9 and one third acres; J.D.Gatenby 6 acres; Willard Bishop 5 acres, and that said shares of water have been rented for use through the Iona Lateral of said Irrigation System;

And it further appearing to the Court that there will be an unused capacity in the main Canal of said Provo Reservoir Companys Provo River Irrigation System at the close of the high water period which period will close in the fore part of June of this year;

It is Now therefor hereby ORDERED;

That the said T.F. Wentz, Commissioner, divert from Provo River and into the Main Canal of said Provo Reservoir Company's Provo River Irrigation System of the waters of said Caleb Tanner the said 20 and one third acres of primary water, being an equivalent of ^{approximately} .2 of one second foot for the use of said parties in said Iona Lateral, as soon as there shall be an unused capacity in said main canal sufficient to carry the said 20 and one third acres, and that such diversion be made for the entire irrigation season of 1925; the said Caleb Tanner shall pay any legal and proper charge incurred for the carrying of said waters through the said canal to the said Iona Lateral.

Dated Provo, Utah, this 6th day of June, 1925.

By the Court,

Elias Hansen
JUDGE.

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ST. DIST. COURT
JAN. CO. UTAH

FILED

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D. M. Hales, Clerk

Deputy

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